

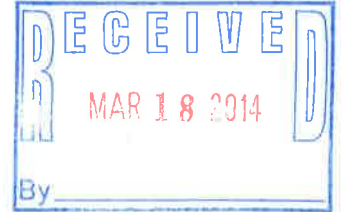
**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
SUPERIOR COURT**

Merrimack Superior Court
163 North Main St./PO Box 2880
Concord NH 03302-2880

Telephone: 1-855-212-1234
TTY/TDD Relay: (800) 735-2964
<http://www.courts.state.nh.us>

NOTICE OF DECISION

**Christopher M. Candon, ESQ
Sheehan Phinney Bass & Green PA
1000 Elm St
PO Box 3701
Manchester NH 03105-3701**



Case Name: **In the Matter of the Liquidation of Noble Trust Company**
Case Number: **217-2008-EQ-00053**

Enclosed please find a copy of the court's order of March 13, 2014 relative to:

Order Approving Settlement and Release Agreement with Investors Independent Trust Company

March 14, 2014

William S. McGraw
Clerk of Court

(629)

C: Steven A Solomon, ESQ; Russell F Hilliard, ESQ; Thomas Hetherington, ESQ; Gordon J MacDonald, ESQ; John M Sullivan, ESQ; Peter C.L. Roth, ESQ; Byrne J. Decker, ESQ; Michele E. Kenney, ESQ; Jonathan P. Pavlovcak, ESQ; William S. Gannon, ESQ; J. Christopher Marshall, ESQ; Bertrand A. Zalinsky, ESQ; David D. Cowan; Steven J. Lauwers, ESQ; Michael S. Lewis, ESQ; Nathan R. Lander, ESQ; James F. Laboe, ESQ; Stephen A. Serfass

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS

SUPERIOR COURT

Docket No. 08-E-0053

**In the Matter of the Liquidation of
Noble Trust Company**

**ORDER APPROVING SETTLEMENT AND RELEASE AGREEMENT
WITH INVESTORS INDEPENDENT TRUST COMPANY**

Upon consideration of the Liquidator's Motion for Approval of Settlement and Release Agreement with Investors Independent Trust Company dated February 27, 2014 (the "Motion"), pursuant to which Glenn A. Perlow, Bank Commissioner for the State of New Hampshire, in his capacity as Liquidator of Noble Trust Company (the "Liquidator" and "Noble Trust," respectively), seeks approval of a Settlement Agreement with Investors Independent Trust Company dated as of February 12, 2014 (the "Settlement Agreement") by and between the Liquidator and Investors Independent Trust Company ("IITC"); due written notice of the Motion having been given and served upon all creditors and other interested persons entitled thereto; the Court having reviewed the Motion and the Affidavit in Support of the Motion; there being no objections made to the relief requested; and having found that approval of the Settlement Agreement is an appropriate and prudent exercise of the Liquidator's judgment, is fair and reasonable and is in the best interests of this estate and its creditors; and, after due deliberation and sufficient cause appearing therefor; it is hereby

ORDERED, ADJUDGED, AND DECREED THAT:

1. The Motion is granted, and the Settlement Agreement is approved. The Liquidator, IITC and all other parties are authorized to take all steps and execute all documents necessary or convenient to consummate or otherwise enter into the Settlement Agreement.

Neither the Liquidator, nor IITC shall have or incur any liability to any person or entity with respect to any of the actions required or permitted to implement the Settlement Agreement or for having entered into the Settlement Agreement.

2. The Settlement Agreement is subject to the entry of a final order by this Court in the Liquidation Proceeding approving the Settlement Agreement (the "Court Approval"). The Court Approval shall be deemed to occur on the date that such order shall have become non-appealable or, in the event of an appeal, has been affirmed after all appeals therefrom have been exhausted.

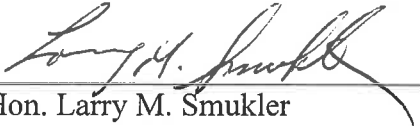
3. IITC has paid to the Liquidator the aggregate sum of Three Hundred Twenty-Five Thousand and 00/100 dollars (\$325,000.00) (the "Settlement Amount"), which the Liquidator has deposited in a separate, segregated account (the "Settlement Account") pending Court Approval. If Court Approval does not become effective, the Liquidator shall thereupon return the Settlement Amount to IITC, without setoff or deduction on account of any claim that the Liquidator or any Third Party (defined below) may otherwise have against IITC or any other claim that is made in the Liquidation Proceeding. Upon Court Approval, the Settlement Amount shall be released from the Settlement Account and accepted by the Liquidator and will become part of the liquidation estate to be distributed or used by the Liquidator as appropriate.

4. Upon Court Approval, any and all third parties (including, but not limited to, all holders or beneficiaries of Client Accounts) and any and all other persons or entities claiming an interest in the IITC Custodianship (collectively "Third Parties") shall be barred from pursuing claims against IITC, its directors, officers, employees, representatives, affiliates, successors and assigns related in any way to the IITC Custodianship, the accounts and monies administered by IITC, or the Settlement Agreement. Upon Court Approval, Third Parties shall be further barred

from pursuing claims against IITC, the Liquidator or Noble Trust, asserted by, through, or under the Client Accounts. All liens, claims, encumbrances and interests in such Client Accounts asserted by any and all Third Parties shall be administered and adjudicated in the Liquidation Proceeding in conjunction with the Liquidator's Plan of Liquidation and pursuant to further order(s) of the Liquidation Court. Notwithstanding any bar of claims, however, nothing in the Settlement Agreement or this Order shall prevent any Noble Trust investor or client that held a Client Account from continuing to assert a timely filed claim against the liquidation estate of Noble Trust and Aegean Scotia.

5. Upon Court Approval, all releases by and between the Liquidator and IITC provided for in the Settlement Agreement shall become effective.

Dated: March 13 __, 2014


Hon. Larry M. Smukler

CERTIFICATE OF SERVICE

I, Christopher M. Candon, hereby certify that on February 27, 2014, a copy of the foregoing was served by first class mail, postage prepaid on the parties listed below.¹

Stephen A. Serfass, Esq.
Drinker Biddle & Reath LLP
One Logan Square, Ste. 2000
Philadelphia, PA 19103

David D. Cowan, CPA
920 Laguardia Dr., NE
Albuquerque, NM 87108

Thomas F.A. Hetherington, Esquire
Edison McDowell & Hetherington, LLP
Phoenix Tower
3200 Southwest Freeway, Suite 2920
Houston, TX 77027

John M. Sullivan, Esquire
Preti Flaherty Beliveau & Pachios LLP
PO Box 1318
Concord, NH 03302-1318

Bertrand A. Zalinsky, Esquire
Cronin & Bisson, P.C.
722 Chestnut Street
Manchester, NH 03104

Nathan R. Lander, Esquire
Proskauer Rose LLP
Eleven Times Square
(Eighth Avenue & 41st Street)
New York, NY 10036-8299

Treece Alfrey Musat P.C.
999 18th Street, Suite 1600
Denver, Colorado 80202

J. Christopher Marshall, Asst. Attorney General
NH Office of Attorney General
33 Capitol Street
Concord, NH 03301

Steven A. Solomon, Esquire
D'Amante Couser Pellerin & Associates PA
Nine Triangle Park Drive
Concord, NH 03301

Russell F. Hilliard, Esquire
Upton & Hatfield, LLP
159 Middle Street
Portsmouth, NH 03801

William S. Gannon, Esquire
William S. Gannon, PLLC
889 Elm St., 4th Floor
Manchester, NH 03101

Steven J. Lauwers, Esquire
Michael S. Lewis, Esquire
Rath Young and Pignatelli, P.C.
One Capital Plaza
Concord, NH 03302-1500

Julie Connolly, Esquire
Julie Connolly Law PLLC
P.O. Box 665
Concord, NH 03302-0665



Christopher M. Candon

¹ Simultaneously herewith, the Liquidator has filed a Certificate of Service that evidences a broader service of the pleading on claimants and other parties in interest.